

CITY OF LINCOLN/LANCASTER COUNTY
CONTRACT AWARD NOTIFICATION
SPECIFICATION NO.05-205
ANNUAL REQUIREMENTS OF
6"-10" FIRE SERVICE TYPE COLD WATER
METERS WITH ITRON AMR DEVICES

DATE: September 16, 2005

CONTRACT PERIOD: Sept. 1, 2005 - Aug. 31, 2006

CONTRACTOR: Badger Meter, Inc.
4545 W. Brown Deer Rd.
Milwaukee, WI 53223

PURCHASING DIVISION
K-STREET COMPLEX
440 SOUTH 8TH STREET
LINCOLN, NEBRASKA 68508
(402) 441-7410

Company Representative: Pamela G. Stokke-Ceci
Telephone No.: 800-656-3837
FAX No.: 414-371-5981
E-Mail Address:

THE CITY/COUNTY'S SPECIFICATIONS AND THE CONTRACTOR'S ACCEPTED PROPOSAL AND PRICING SCHEDULES, NOW ON FILE IN THE OFFICE OF THE CITY CLERK AND/OR THE COUNTY CLERK, ARE ADOPTED BY REFERENCE AND ARE AS FULLY A PART OF THIS CONTRACT FOR THE ABOVE-NAMED COMMODITY AS IF REPEATED VERBATIM HEREIN.

As Per Attached Contract and Specification 05-205

NO ACTION NEED BE TAKEN BY THE CONTRACTOR AT THIS TIME. ORDERS FOR MATERIAL WILL BE MADE AS NEEDED BY THE VARIOUS CITY/COUNTY DEPARTMENTS.

DEPARTMENTS REQUIRING CATALOGS AND/OR PRICING SCHEDULES SHALL NOTIFY THE CONTRACTOR DIRECTLY.

E.O. #74224
Dated:09/13/05

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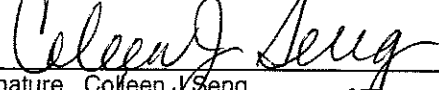
ACCEPTANCE OF BID TO CONTRACT FOR CITY OF LINCOLN, NEBRASKA

TO: City Attorney
PW/U - Water
Badger Meter Inc.

The City of Lincoln, Nebraska, hereinafter referred to as City of Lincoln, hereby accepts the proposal dated August 17, 2005 and submitted by Badger Meter, Inc. 4545 W. Brown Deer Rd., Milwaukee, WI 53223, hereinafter referred to as Contractor, in response to City of Lincoln Request for Specification No # 05-205 as evidenced by Contractor's signed and "Bid/Proposal Schedule" and accompanying documents attached hereto.

Therefore, the City of Lincoln and the Contractor hereby agree that the proposal response for Specification # 05-205 constitutes a contractual agreement and the purpose of providing Annual Supply 6"-10" Fire Service Type Cold Water Meter w/Itron AMR Device for Water Dept. to the City of Lincoln for the period September 01, 2005 through August 31, 2006 which shall be governed by all terms conditions, and provisions of the specification/proposal and REQUEST FOR BID # 05-205 which are fully incorporated and made part of this agreement. OPTION TO RENEW: This contract may be extended for two (2) additional one (1) year periods, provided all terms and conditions remain in full force and effect except the contract period being extended.

ACCEPTED BY MAYOR


Signature Celleen J. Seng


Attest (City Clerk)

Date: 9/13/05



ACCEPTED BY CONTRACTOR


Signature

Pamela G. Stokke-Ceci
Name (Print)

Assistant Secretary
Title

Date: August 29, 2005

COMPANY NAME BADGER METER, INC.

BID PROPOSAL
SPECIFICATION NO. 05-205
BID OPENING TIME: 12:00 NOON
DATE: Wednesday, August 17, 2005

originals

The undersigned, having full knowledge of the requirements of the City of Lincoln for the below listed phases and the contract documents (which include Notice, Instructions, this Proposal, Specifications, Contract, and any and all addenda) and all other conditions of the Proposal, agrees to enter into a contract with the City the below listed fees for the performance of this Specification, complete in every respect, in strict accordance with the contract documents at and for fees listed below.

ADDENDA RECEIPT: The receipt of addenda to the specification numbers ____ through ____ are hereby acknowledged. Failure of any submitter to receive any addendum or interpretation of the specifications shall not relieve the submitter from any obligations specified in the request. All addenda shall become part of the final contract document.

BIDDING SCHEDULE

Item			Unit	Total
No.	Qty.	Description	Price	Price
1.	6	*6" fire service type cold water meter w/encoder Register & Integral ERT	\$4,796.55	\$28,779.30
		**6" fire service type cold water meter w/ encoder Register & Pit ERT, 6" fire service type cold	4,828.85	28,973.10
		***water meter w/encoder register & remote mounted ERT	4,796.55	28,779.30
		Mfg. <u>BADGER</u> No. <u>FSAA-01</u>	\$ _____	\$ _____
2.	4	*8" fire service type cold water meter w/ encoder register & integral ERT	6,166.45	24,665.80
		**8" fire service type cold water meter w/encoder register & pit ERT	6,198.75	24,795.00
		***8" fire service type cold water meter w/ encoder register & remote mounted ERT	6,166.45	24,665.80
		Mfg. <u>BADGER</u> No. <u>FSAA-01</u>	\$ _____	\$ _____
3.	4	*10" fire service type cold water meter w/ encoder register & integral ERT	8,319.51	33,278.04
		**10" fire service type cold water meter w/ encoder register & Pit ERT	8,351.81	33,407.24
		***10" fire service type cold water meter w/ encoder register & remote mounted ERT	8,319.51	33,278.04
		Mfg. <u>BADGER</u> No. <u>FSAA-01</u>	\$ _____	\$ _____
Total				\$ 260,621.62

Kindred Items will be priced at N/A % off list using _____ year catalog or; other method approved by City. Explain _____

Shipping should be F.O.B. to: City of Lincoln Water Distribution, 2021 North 27th Street, Lincoln, NE 68503.

BID SECURITY REQUIRED: Yes _____ Amount: _____
 No XX

Special provisions for Commodity Term Contracts are included with the specification document. Bidders are urged to read the Special Provisions before completing the following sections of the Proposal.

- *W/(2) RTR's & (2) Integral ERT's
- **W/(2) RTR's with (2) Itron Pit ERT
- ***W/(2) RTR's & (2) Remote ERT's

Contract Extension Renewal is an option: Yes X
No _____

TERM PRICE CLAUSE: BIDDER MUST STATE

- (a) Bid prices firm for the full contract period: _____; or
(b) Bid prices subject to escalation/de-escalation: X _____
(c) If (b), state period for which prices will remain firm:

Through 12/31/06 Another 18 months are available with a
4% escalator.

INTERLOCAL PURCHASING: The City/County desires to make available to other local government entities of the State of Nebraska, by mutual agreement with the successful bidder, and properly authorized interlocal purchasing agreements, the right to purchase the same services, at the prices quoted, for the period of this contract. Each bidder shall indicated on the Bid Form in the space provided below if he/she will honor Political Subdivision orders in accordance with the contract terms and conditions, in addition to orders from City of Lincoln/Lancaster County.

YES X NO

If "YES", Contract supplier or suppliers may honor pricing and extend the contract to political sub-divisions, cities and counties. Terms and conditions of the contract must be met by political sub-divisions, cities and counties. Under no circumstances shall the City of Lincoln/Lancaster County be contractually obligated or liable for any purchases by these political sub-divisions, cities or counties.

COMPANY REPRESENTATIVE responsible for the administration of this Agreement:

NAME: Pamela G. Stokke-Ceci
TITLE: Assistant Secretary
PHONE NO. 800-656-3837
FAX NO. 414-371-5981
EMAIL ADDRESS: bids@badgermeter.com

AFFIRMATIVE ACTION PROGRAM Successful bidder will be required to comply with the provisions of the City's Affirmative Action Policy (Contract Compliance, Sec. 1.16). The Equal Opportunity Officer will determine compliance or non-compliance, upon a complete and substantial review of successful bidder's equal opportunity policies, procedures and practices.

The undersigned signatory for the bidder represents and warrants that he has full and complete authority to submit this proposal to the City, and to enter into a contract if this proposal is accepted.

RETURN 2 COMPLETE COPIES OF PROPOSAL AND SUPPORTING MATERIAL.

MARK OUTSIDE OF BID ENVELOPE: SEALED BID FOR SPEC. 05-205

BADGER METER, INC.
Company Name
4545 W. Brown Deer Rd.
Street Address/PO Box
Milwaukee, WI 53223
City, State, Zip
39-0143280
Employer's Fed ID No. or social security No.
Net 30 Days
Payment Terms

Pamela G. Stokke-Ceci
BY (signature)
Pamela G. Stokke-Ceci
Print Name
Assistant Secretary
Title
6 - 6" - 3 Meters 35 Days ARO
3 Meters 70 Days ARO
Estimated delivery days after receipt of order
4 - 8" - 2 Meters 35 Days ARO
2 Meters 70 Days ARO
4 - 10" - 2 Meters 35 Days ARO
2 Meters 70 Days ARO

Bids may be inspected in the Purchasing Division offices during normal business hours, after tabulation by the purchasing agent. If you desire a copy of the bid tabulation to be mailed to you, you must enclose a self-addressed stamped envelope with your bidding documents. Bids tabulation may be viewed at the City of Lincoln, Purchasing website
<http://www.lincoln.ne.gov/city/finance/purch/spec/index.htm>



4545 W. Brown Deer Road
Milwaukee, Wisconsin 53223
P.O. Box 245036
Milwaukee, WI 53224-9536
(414) 355-0400

City of Lincoln
Office of Purchasing Agent
Suite 200, K Street Complex
440 South 8th Street
Lincoln, NE 68508

August 11, 2005

Subject: Sealed Bid for Annual Requirements of 6" - 10" Fire Service Type Cold Water Meters
with Itron AMR Devices - No. 05-205
Due: August 17, 2005 - 12:00 Noon

Dear Sir or Madam:

This letter is attached to and becomes a part of our bid to furnish water meters with Itron AMR devices.

Prices quoted in this bid, if awarded to Badger, will remain firm through December 31, 2006 if acceptance is made within sixty days.

In the event you have any questions concerning this bid, please contact Pamela Stokke-Ceci, Assistant Secretary at the above address:

Telephone - 1-800-656-3837
Fax - 414-371-5981
E-mail - bids@badgermeter.com

For your convenience enclosed is a self-addressed stamped envelope for return of the Bid Tabulation.

Badger appreciates this opportunity to meet your metering needs.

Sincerely,

BADGER METER, INC.

Pamela G. Stokke-Ceci
Assistant Secretary

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Enclosures